

**UNITED STATES DISTRICT COURT**  
 for the  
 Southern District of New York

GUISEPPE SINNO	)
	)
	)
	)
	)
<i>Plaintiff(s)</i>	)
	)
v.	)
	)
PIZZA 238 LLC, EUGENE GARAFALO, and	)
MICHAEL PROVENZALE	)
	)
	)
<i>Defendant(s)</i>	)

Civil Action No.

**SUMMONS IN A CIVIL ACTION**

To: *(Defendant's name and address)* PIZZA 238 LLC - 238 Saw Mill River Road, Millwood, New York 10546; c/o the Secretary of State for the State of New York;

EUGENE GARAFALO - 238 Saw Mill River Road, Millwood, New York 10546;

MICHAEL PROVENZALE - 238 Saw Mill River Road, Millwood, New York 10546.

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are: Neil H. Greenberg & Associates, P.C.

4242 Merrick Road  
 Massapequa, New York 11758  
 516.228.5100

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

*CLERK OF COURT*

Date: 3/11/2019

/s/ J. Gonzalez

*Signature of Clerk or Deputy Clerk*



A large, circular seal of the United States District Court for the Southern District of New York. The outer ring contains the text "UNITED STATES DISTRICT COURT" at the top and "FOR THE SOUTHERN DISTRICT OF NEW YORK" at the bottom. The center of the seal features an eagle with spread wings, perched atop a shield with various symbols.

Civil Action No. \_\_\_\_\_

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* \_\_\_\_\_  
 was received by me on *(date)* \_\_\_\_\_.

I personally served the summons on the individual at *(place)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_; or

I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* \_\_\_\_\_, who is  
 designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_; or

I returned the summons unexecuted because \_\_\_\_\_; or

Other *(specify)*: \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00 \_\_\_\_\_.

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

*Server's signature**Printed name and title**Server's address*

Additional information regarding attempted service, etc: